

FIRST REGULAR SESSION

HOUSE BILL NO. 287

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES MCCAHERTY (Sponsor), HIGDON, CRAWFORD, LAUER,
CROSS AND RICHARDSON (Co-sponsors).

0924L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 516, RSMo, by adding thereto one new section relating to statute of limitations for liability of licensed professional counselors.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 516, RSMo, is amended by adding thereto one new section, to be
2 known as section 516.106, to read as follows:

516.106. All actions against mental health professionals licensed under chapter 337
2 **for damages for malpractice, negligence, error or mistake related to mental health care**
3 **shall be brought within five years from the date of occurrence of the act of neglect**
4 **complained of; except that, in cases in which the person bringing the action is a minor less**
5 **than eighteen years of age, such minor shall have until his or her twenty-third birthday to**
6 **bring such action. In no event shall any action for damages for malpractice, negligence,**
7 **error, or mistake be commenced after the expiration of five years from the date of the act**
8 **of neglect complained of or for five years from a minor's eighteenth birthday, whichever**
9 **is later.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.